

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
at CHATTANOOGA

UNITED STATES OF AMERICA)	
)	
)	No. 1:05-CR-103
v.)	
)	Judge Curtis L. Collier
)	
PHILIP ALLEN DRISCOLL, <i>et al.</i>)	

ORDER

In accordance with the accompanying memorandum, the Court **GRANTS IN PART** and **DENIES IN PART** Defendants' motion to dismiss (Court File No. 38) as follows:

(1) the Court **GRANTS** Defendants' motion to dismiss and hereby **DISMISSES** the charges alleged in Count Two of the Indictment (Court File No. 19) against Donna Driscoll and Annie Blankenship based on the statute of limitations; and

(2) the Court **DENIES** Defendants' motion to dismiss the charges alleged in Count Two of the Indictment (Court File No. 19) against Philip Driscoll.

SO ORDERED.

ENTER:

/s/
CURTIS L. COLLIER
CHIEF UNITED STATES DISTRICT JUDGE